

MEETINGS TO DATE 29  
NO. OF REGULARS 19  
NO. OF SPECIALS 10

LANCASTER, NEW YORK  
OCTOBER 6, 1993

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 6th day of October 1993, at 7:00 P.M. and there were

PRESENT: LUCIAN J. GRECO, SUPERVISOR  
ROBERT H. GIZA, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN  
PATRICK C. POKORSKI, COUNCILMAN  
THOMAS H. VAN NORTWICK, COUNCILMAN  
JOHN P. GOBER, PLANNING BOARD MEMBER  
MARTIN MEMMINGER, PLANNING BOARD MEMBER  
JOHNSTON N. REID, JR., PLANNING BOARD MEMBER  
DONNA G. STEMENIAK, PLANNING BOARD MEMBER  
MELVIN H. SZYMANSKI, PLANNING BOARD MEMBER  
MILDRED F. WHITTAKER, PLANNING BOARD MEMBER

ABSENT: GEORGE E. O'NEIL, PLANNING BOARD CHAIRMAN

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
JOSEPH F. REINA, TOWN ATTORNEY  
ROBERT L. LANFY, BUILDING INSPECTOR  
ROBERT H. LABENSKI, TOWN ENGINEER

PURPOSE OF MEETING:

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for a State Environmental Quality Review of two actions.

IN THE MATTER OF THE SEQR REVIEW OF THE  
SITE PLAN FOR THE TREE OF LIFE ASSEMBLY OF GOD CHURCH

The joint boards then proceeded with the Environmental Assessment on the proposed site plan for the Tree of Life Assembly Of God Church matter with an item for item review and discussion of the project impact and magnitude as outlined on a Full Environmental Assessment Form Part 2 which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD MEMBER STEMENIAK,  
WHO MOVED ITS ADOPTION, SECONDED BY  
SUPERVISOR GRECO, TO WIT:

RESOLVED, that the following Negative Declaration be adopted:

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**NOTICE OF DETERMINATION  
SITE PLAN FOR THE TREE OF LIFE ASSEMBLY OF GOD CHURCH  
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is a Type 1 action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Joseph F. Reina, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately 25 acres.

The location of the premises being reviewed is on the north side of Broadway approximately 935 feet east of Pavement Road.

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found the proposed action impacts to be as follows:

1. The proposed action will not result in a physical change to the project site. Applicant must address wetland issues raised in letter from Erie County Department of Environment and Planning dated October 1, 1993.
2. The proposed action will not effect any unique or unusual land forms found on the site.
3. The proposed action will not affect any water body designated as protected.
4. The proposed action will not affect any non-protected existing or new body of water.
5. The proposed action will not affect surface or ground water quality or quantity.
6. The proposed action will not alter drainage flow patterns or surface water runoff.
7. The proposed action will not affect air quality.
8. The proposed action will not affect any threatened or endangered species.
9. The proposed action will not substantially affect non-threatened or endangered species.
10. The proposed action will not affect agricultural land resources.
11. The proposed action will have a small to moderate affect on aesthetic resources.
12. The proposed action will not impact any site or structure of historic, pre-historic or paleontological importance.

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13. The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.
14. The proposed action will not affect existing transportation systems.
15. The proposed action will not affect the community's sources of fuel or energy supply.
16. There will be small to moderate objectional odors, noise, or vibration as a result of this proposed action during construction only.
17. The proposed action will not affect public health and safety.
18. The proposed action will not affect the character of the existing community.
19. There is not, or is there likely to be, public controversy related to potential adverse environmental impacts.

s/s \_\_\_\_\_  
 Lucian J. Greco, Supervisor  
 Town of Lancaster

October 6, 1993

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GRECO	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
PLANNING BOARD CHAIR. O'NEIL	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER MEMMINGER	VOTED YES
PLANNING BOARD MEMBER REID	VOTED YES
PLANNING BOARD MEMBER STEMPNIAK	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.  
 October 6, 1993

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**IN THE MATTER OF THE SHORT REVIEW OF THE  
SITE PLAN FOR CLASSIC AND PERFORMANCE**

The joint boards proceeded with the short Environmental Assessment Form on the site plan for the Classic and Performance matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY PLANNING BOARD MEMBER STEMPNIAK,  
WHO MOVED ITS ADOPTION, SECONDED BY  
COUNCILMAN POKORSKI, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:  
SITE PLAN FOR CLASSIC AND PERFORMANCE  
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Joseph F. Reina, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately one acre.

The location of the premises being reviewed is on the north side of Rotech Drive, east side of Gunnville Road

**REASONS SUPPORTING DETERMINATION**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.12.

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- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted).
- C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.
- No adverse effects noted
- C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.
- No adverse effects noted
- C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.
- No adverse effects noted
- C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.
- No adverse effects noted
- C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.
- No adverse effects noted
- C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.
- No adverse effects noted
- C.7 Other impacts (including changes in use of either quantity or type of energy).
- No adverse effects noted
- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s

Lucian J. Greco, Supervisor  
Town of Lancaster

October 6, 1993

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

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The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GRECO	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
PLANNING BOARD CHAIR. O'NEIL	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER MEMMINGER	VOTED YES
PLANNING BOARD MEMBER REID	VOTED YES
PLANNING BOARD MEMBER STEMPIAK	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

October 6, 1993

ADJOURNMENT:

ON MOTION DULY MADE, SECONDED AND CARRIED, this meeting was adjourned at 8:30 P.M.

*Robert P. Thill*

Robert P. Thill, Town Clerk